

Town Board Meeting Agenda
December 20, 2021
Meeting No.25

THIS MEETING IS BEING RECORDED



1. ***Roll Call:***
2. ***Pledge of Allegiance:***
3. ***Invocation – Michael Wozniak, Council Member***
4. ***Persons Addressing the Town Board (on prefiled or suspended resolutions only):***

The Town Board will hear the concerns of persons desiring to address the Town Board on any **prefiled or proposed suspended resolutions** for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.
2. Give his/her name and address to the Town Clerk.
3. Speak directly to the Town Board members, not the audience, using the microphone provided.
4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

5. ***Public Hearings at 7:15 P.M.:*** No. 1 Special Use Permit – Salvatore’s Italian Prime Restaurant
No. 2 Special Use Permit – O’Connell Electric Company, Inc.

6. ***Official Reports:***

7. ***Report of Town Board Committees:***

8. ***Presentation of prefiled resolutions by Town Board Members:***

1. Ruffino/ _____ Approve Minutes Of The Regular Meeting Of The Town Board Held December 6, 2021
2. Ruffino/ _____ Approve Audited Claims
3. Mazur/ _____ Acknowledge Issuance Of Building Permits
4. Ruffino/ _____ Amend V&T Ordinance Re: Maximum Speed Limits [Ordinance: V&T Speed Regulations]
5. Mazur/ _____ Adopt Local Law No. 8 Of 2021 Entitled "Chapter 206-5 Amendment" [Local Law: Chapter 206-5 Amendment]
6. Mazur/ _____ Adopt Local Law No. 9 Of 2021 Entitled "Chapter 400-73 Amendment" [Local Law: Chapter 400-73 Amendment]
7. Ruffino/ _____ Set Public Hearing Re: Local Law Designated Truck Route System [Local Law: Truck Routes]
8. Dickman/ _____ Authorize Salvage Yard License AJ's Auto Parts & Salvage [AJ's Auto Parts & Salvage]

9. Dickman/_____ Authorize Salvage Yard License Advantage Trucks.com LLC
[Advantage Salvage Trucks.com LLC]
10. Mazur/_____ Accept Proposal To Provide Tree Inventory & Preparation Forest
Management Plan To Davey Resource Group, Inc. [Purchasing,
Services]
11. Dickman/_____ Authorize Special Use Permit Centerline Communication With
American Tower Co-location Dish Wireless 00 Transit Road
[Co-Location: Centerline Communications]
12. Dickman/_____ Authorize Special Use Permit Northeast Diversification, Inc. 954
Ransom Road AKA 2 Cadby Industrial Park Contractors Storage
Yard (Renewal) [Special Use Permit: Northeast Diversification, Inc.]
13. Dickman/_____ Set Public Hearing Re: Special Use Permit Buffalo Tournament Club,
Inc. 6432 Genesee Street [Special Use Permit: Buffalo Tournament
Club]
14. Ruffino/_____ Authorize Contract Renewal On-Site Employee Testing Re:
Employee Drug & Alcohol Testing [Drug Testing]
15. Wozniak/_____ Authorize Change Order No. 2 To MGR Constructors, Inc. For
Extension Of Completion Date Dog Shelter Project [Dog Shelter]
16. Wozniak/_____ Approve Purchase For One (1) 900-Eco 12 Yard Truck Mounted
Combination Sewer Cleaner To Sourcewell Through Cycon
Equipment For Highway Department [Purchasing, Machine &
Equipment]
17. Dickman/_____ Authorize Special Use Permit Greg's Tree Service Contractor's
Storage Yard & Tree Service Mulch Storage (Renewal) [Special Use
Permit Greg's Tree Service]
18. Dickman/_____ Authorize Special Use Permit Donald D'Amato 43 Greenmeadow
Drive Home Occupation Firearm Sales (Renewal) [Special Use
Permit: D'Amato, Donald]
19. Leary/_____ Retroactively Adjust Salaries For Diann Lutz & Linda Shepard
[Salaries]
20. Ruffino/_____ Appoint Alexandra Lindstrom Public Safety Dispatcher [Lindstrom,
Alexandra]
21. Ruffino/_____ Recognize Appointment Of John Snyder Working Crew Chief
Highway Department [Snyder, John]
22. Ruffino/_____ Recognize Appointment Of Gary Gallagher Heavy Equipment
Operator Highway Department [Gallagher, Gary]
23. Ruffino/_____ Recognize Appointment Of Daniel Palumbo Light Equipment
Operator Highway Department [Palumbo, Daniel]
24. Ruffino/_____ Recognize Appointment Of Steve Prowse Laborer Highway
Department [Prowse, Steve]

9. *Presentation of Communications By Town Clerk:*
(See Schedule Attached)

10. *Persons Addressing the Town Board (on any subject):*

The Town Board will hear the concerns of persons desiring to address the Town Board on any Town of Lancaster subject for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.
2. Give his/her name and address to the Town Clerk.
3. Speak directly to the Town Board members, not the audience, using the microphone provided.
4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

11. *Adjournment:*

COMMUNICATIONS & REPORTS

- 1001. Town Clerk to Town Board –
Town Clerk Monthly Report for November 2021. Disposition =**
- 1002. Alan J. Knauf, Esq., Knauf Shaw LLP to Town Clerk –
4781 Transit Road Rezoning Protest Petition = Disposition =**
- 1003. Planning Board Chairman to Planning Board, Town Board, Town Attorney,
Engineering Consultant, Highway Superintendent and Building Inspector --
Draft copy of minutes from Dec. 1, 2021 Planning Board Meeting. Disposition =**
- 1004. NYS Dept. of Public Service to Supervisor –
Information regarding Low Income Household Water Assistance Program.
Disposition =**
- 1005. Town Engineer to Town Board –
Request approval of Change Order 2 for the Lancaster Dog Control Facility.
Disposition =**
- 1006. Lee Chowaniec to Town Board –
Comments regarding Dec. 6, 2021, Highway resolution to recognize Highway
laborer hiring. Disposition =**
- 1007. Sarah Zdziebko to Supervisor and Town Board –
Comments and concerns regarding 4-phase mandates put in place by the
County Executive to deal with Covid-19. Disposition=**
- 1008. Code Enforcement Officer to Town Board –
Comments regarding a Special Use Permit Application for Anderson’s Frozen
Custard, 4855 Transit Rd., Depew, NY. Disposition =**
- 1009. Code Enforcement Officer to Town Board –
Recommend renewal of a Special Use Permit for Northeast Diversification,
954 Ransom Rd. aka 2 Cadby Industrial Park. Disposition =**
- 1010. Code Enforcement Officer to Town Board –
Recommend renewal of a Salvage Yard License for AJ’s Auto, LLC,
955 Ransom Rd. Disposition =**
- 1011. Code Enforcement Officer to Town Board –
Recommend renewal of a License to Conduct a Salvage Yard for 2022 for
Advantage Trucks.com, LLC, 933 Ransom Rd. Disposition =**
- 1012. Code Enforcement Officer to Town Board –
Renewal of a License to Conduct a Salvage Yard for 2022 for Ransom Auto
Parts, Inc, 867 Ransom Rd. may not be appropriate and should be revoked.
Disposition =**
- 1013. Dog Control Officer to Town Board –
Monthly Dog Report for November 2021. Disposition =**
- 1014. Town Clerk to Code Enforcement Officer –
Special Use Application for 6432 Genesee St. Disposition =**
- 1015. Town Clerk to Town Board –
Summaries of taxes collected, a consolidated report of the 2021-2022 school
tax collection, and tax warrants for each of the five school districts.
Disposition =**
- 1016. Town Clerk to Code Enforcement Officer –
Request for renewal of Special Use Permit for a Home Occupation (Firearm
Sales) on premises at 43 Greenmeadow Dr. Disposition =**

- 1017. Town Attorney to NYSDEC, US Army Corps of Engineers, Erie County Water Authority, Erie County Health Dept., NYSDOT, Erie County D.E.P. and Division of Sewerage Management –
Request for lead agency status regarding Coordinated Review, Site Plan: Shop & Storage (Donato), 5841 Genesee St., Proj. #2129. Disposition =**
- 1018. Town Attorney to NYSDEC, US Army Corps of Engineers, Erie County Water Authority, Erie County Health Dept., NYSDOT, Erie County D.E.P. and Division of Sewerage Management –
Additional Site Plan Information regarding 4781 Transit Road Rezone: General Commercial to Multi Family Use, 3-Story Mixed-Use Bldg. & 14 multi-family units. Disposition =**
- 1019. Town Attorney to NYSDEC, US Army Corps of Engineers, Erie County Water Authority, Erie County Health Dept., NYSDOT, Erie County D.E.P. and Division of Sewerage Management –
Request for lead agency status regarding Coordinated Review, Site Plan: Adam’s Nursery, 5799 Genesee St., Proj. #5028. Disposition =**
- 1020. David Rinow to Supervisor and Town Board –
Request to be appointed to the Lancaster Industrial Development Agency Board. Disposition =**
- 1021. Highway Superintendent to Planning Board Chairman –
No comment regarding Site Plan Review Proposed Shop & Storage, Proj. #2129. Disposition =**
- 1022. Highway Superintendent to Planning Board Chairman –
No comment regarding Site Plan Review Adam’s Farms Storage Building, 5799 Genesee St., Proj. #5028. Disposition =**
- 1023. Code Enforcement Officer to Town Board –
Comments regarding Special Use Permit Application – Buffalo Tournament Club, 6432 Genesee St. Disposition =**
- 1024. Pamela Cuiello to Town Clerk –
Letter of interest to remain on as the Chief Financial Officer of Lancaster Industrial Development Agency for 2022. Disposition =**
- 1025. Town Attorney to NYSDEC, US Army Corp of Engineers, Erie County Water Authority, Erie County Health Dept., Erie County DPW, Erie County D.E.P., Division of Sewerage Management –
Request for lead agency status regarding Coordinated Review Fieldstream Subdivision, 6061 Broadway/fronting on William St., Proj. #2020. Disposition =**
- 1026. Town Attorney to Town Board and Planning Board –
SEQR response from NYSDOT regarding Salvatore’s Restaurant Patio, 6461 Transit Road, Proj. #1408. Disposition =**
- 1027. Town Attorney to Town Board and Planning Board –
SEQR response from NYSDOT regarding Buffalo Tournament Club, 6432 Genesee St., Proj. #1269. Disposition =**
- 1028. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Dept. of Public Works regarding Rezone 338 Harris Hill Road. Disposition =**
- 1029. Town Clerk to Jerrod Blake, Sr., Waste Management of New York, LLC –
2022 Solid Waste Collection License including license decals and a copy of Exhibit “B” from the application. Disposition =**
- 1030. Lynne Ruda to Town Board –
Letter expressing interest in serving on the Lancaster Industrial Development Agency Board. Disposition =**

1031. Scott McKay, Senior Design Engineer NYSDOT to Town Clerk –
Synopsis of the work and a location map for the Walden Avenue project.
Disposition =
1032. Jill Monacelli to Town Board –
Request to be considered for appointment as chairperson of the Lancaster
Zoning Board of Appeals. Disposition =
1033. Cynthia Maciejewski to LIDA Chair Ruffino and LIDA Members –
Request to be reappointed as the LIDA Administrative Secretary & Records
Management Officer. Disposition =
1034. Cynthia Maciejewski to Supervisor and Town Board –
Request to be reappointed as the Town of Lancaster Planning Board
Secretary. Disposition =
1035. Deputy Highway Superintendent to Town Board –
Request for resolution to purchase one new and unused 900-ECO 12 Yard
Truck Mounted Combination Sewer Cleaner from Cyncon Equipment,
7494 W. Henrietta Road, Rush, NY 14543. Disposition =
1036. Town Engineer to Town Board –
Recommend approval of Change Order 1 for Aurora St. Bridge Disposition =
1037. Park Crew Chief to Town Board –
Request for resolution awarding a Town wide tree inventory and preparation
of a forest management plan to Davey Resource Group, Inc., 10 Mitchell St.,
Sinclairville, NY 14782. Disposition =
1038. Thomas E. Fowler, Jr. to Town Clerk –
Letter of interest relative to the anticipated opening of the position of Lancaster
Town Attorney. Disposition =
1039. Code Enforcement Officer to Town Board –
Recommend approval of renewal of Special use Permit for 43 Greenmeadow Dr.
(Firearms Sales). Disposition =
1040. Highway Superintendent to Planning Board Chairman –
Concern regarding Site Plan Review – Anderson's Frozen Custard, Proj. #2135.
Disposition =
1041. Code Enforcement Officer to Town Board –
Recommend 6-month Extension for a Contractors Yard with Storage for
Special Use Permit Renewal – Gregory Sojka/Greg's Tree Service, 1230 Town
Line Rd. Disposition =
1042. David Stabler to Town Board –
Request to be considered for the position of Lancaster Town Prosecutor.
Disposition =
1043. Jeffery Palumbo to Planning Board Chairman –
Request for 4781 Transit Road project to be placed on the January 20, 2022
Planning Board Meeting. Disposition =
1044. Beth Cook to Town Clerk –
Request to be considered for the position of Secretary to the Lancaster
Planning Board. Disposition =
1045. Patrick Farruggio to Town Clerk –
Request to continue as Town of Lancaster Bingo Inspector. Disposition =
1046. Town Attorney to Town Board and Planning Board –
SEQR response from NYSDOT regarding Anderson's Site Amendment,
4855 Transit Rd., Proj. #2135. Disposition =

- 1047. Town Attorney to Town Board and Planning Board –
SEQR response from NYSDOT regarding Adams Nursery Site Amendment,
5799 Genesee St., Proj. #5028. Disposition =**
- 1048. Town Attorney to Town Board and Planning Board –
SEQR response from NYSDOT regarding Rezone – 338 Harris Hill Road.
Disposition =**
- 1049. Recreation Supervisor to Supervisor and Town Board –
Request for resolution to adjust the rate of pay for listed employees effective
January 1, 2022. Disposition =**
- 1050. Police Chief to Supervisor and Town Board –
Request for resolution appointing Alexandra Lindstrom, Lancaster, NY to the
position of public safety dispatcher in the Lancaster Police Dept. effective
January 4, 2022. Disposition =**
- 1051. Highway Superintendent to the Town Board –
Request for approval of appointment of John Snyder, Lancaster, NY
to the position of Working Crew Chief in the Town of Lancaster Highway
Department effective December 20, 2021. Disposition =**
- 1052. Highway Superintendent to the Town Board –
Request for approval of appointment of Gary Gallagher, Lancaster, NY to the
position of Heavy Equipment Operator in the Town of Lancaster Highway
Department effective December 21, 2021. Disposition =**
- 1053. John Copas to Whom it May Concern –
Request for consideration for appointment to committee positions that will
assist him in benefiting the community of Lancaster, NY. Disposition =**
- 1054. Highway Superintendent to the Town Board –
Request for approval of appointment of Daniel Palumbo, Lancaster, NY to the
position of Light Equipment Operator in the Town of Lancaster Highway
Department effective December 21, 2021. Disposition =**
- 1055. Highway Superintendent to the Town Board –
Request for approval of appointment of Steve Prowse, Lancaster, NY to the
position of Laborer Grade #1 in the Town of Lancaster Highway Department
effective December 27, 2021. Disposition =**
- 1056. Police Chief to Town Clerk –
Articles and communications. Disposition =**